# Tariff Item / Numéro tarifaire 9899.00.00 Obscenity and Hate Propaganda Obscénité et propagande haineuse

Quarterly List of Admissible and Prohibited Titles Liste trimestrielle des titres admissibles et prohibés April to June 2012 / avril à juin 2012

Prepared by / Préparé par : Prohibited Importations Unit, HQ L'Unité des importations prohibées, AC



# Quarterly List of Admissible and Prohibited Titles Tariff item 9899.00.00 April 1 to June 30, 2012

One of the roles of the Canada Border Services Agency (CBSA) is to administer tariff item 9899.00.00 of the *Schedule* to the *Customs Tariff*, which prohibits the importation into Canada of material that is considered to be obscenity, treason, sedition or hate propaganda, as these terms are defined in the *Criminal Code of Canada*.

This report contains a list of titles reviewed by the Prohibited Importations Unit (PIU), Traveller Border Programs Division, at Headquarters in Ottawa, during the period **April 1 to June 30, 2012**. Titles for which a determination was rendered in accordance with section 58 of the *Customs Act*, or re-determined as per sections 59 and 60 of the *Customs Act*, during the stated period are listed, along with the related decision. Titles are categorized by commodity and listed alphabetically. Where applicable, additional bibliographical information has been included.

You will note that the report has been divided into three sections:

1) Section 58 – Determinations: This section lists titles for which initial classification decisions have been made at Headquarters in accordance with section 58 of the *Customs Act.* Goods are "determined" to either fall within or outside of the provisions of tariff item 9899.00.00 (obscenity or

## Liste trimestrielle des titres admissibles et prohibés Numéro tarifaire 9899.00.00 1<sup>er</sup> avril au 30 juin 2012

Un des rôles de l'Agence des services frontaliers du Canada (ASFC) est de veiller à l'administration du numéro tarifaire 9899.00.00 de l'Annexe du Tarif des douanes. Ce numéro tarifaire interdit l'importation au Canada de matériel considéré comme étant obscène ou de nature à fomenter la trahison ou la sédition, ou encore comme constituant de la propagande haineuse, conformément aux définitions du Code criminel du Canada.

Le rapport ci-joint contient une liste des titres examinés par l'Unité des importations prohibées (l'UIP), Division des programmes frontaliers pour les voyageurs, à l'Administration centrale à Ottawa, entre le 1<sup>er</sup> avril et le 30 juin 2012. Les titres pour lesquels une décision a été rendue conformément à l'article 58 de la *Loi sur les douanes* ou pour lesquels une révision a été faite conformément aux articles 59 et 60 de la *Loi sur les douanes*, durant la période en question, sont indiqués, ainsi que la décision connexe. Les titres sont séparés selon le genre de matériel dont il s'agit et sont présentés par ordre alphabétique. Des renseignements bibliographiques supplémentaires ont été inclus lorsque disponibles.

Vous constaterez que le rapport est divisé en trois sections :

1) Article 58 – Déterminations : Cette section comprend la liste des titres pour lesquels une décision de classement initiale a été rendue par l'Administration centrale, conformément à l'article 58 de la *Loi sur les douanes*. Il est «déterminé» que les biens sont visés ou non par les

hate propaganda).

- 2) Section 59 Re-determinations: This section lists titles that have been previously prohibited under tariff item 9899.00.00 and which have been the subject of program monitoring. The re-determination was initiated by the PIU, in order to ensure that goods have been correctly classified.
- **3) Section 60 Re-determinations:** This section lists titles that were previously prohibited under tariff item 9899.00.00 and which have been re-determined, at the importer's request, by the Recourse Directorate, Appeals Division, as per section 60 of the *Customs Act*.

For the purposes of this report, decisions are defined as follows:

- 1) **Prohibited:** Indicates that the material was reviewed and found to fall within the provisions of tariff item 9899.00.00. Its importation into Canada is therefore prohibited, that is not allowed, as it constitutes obscenity or hate propaganda.
- **2) Admissible:** Indicates that the material was reviewed and found NOT to fall within the provisions of tariff item 9899.00.00. Its importation into Canada is therefore acceptable, as it does not constitute obscenity or hate propaganda.

dispositions du numéro tarifaire 9899.00.00 (obscénité ou propagande haineuse).

- 2) Article 59 Révisions : Cette section comprend la liste des titres préalablement prohibés en vertu des dispositions du numéro tarifaire 9899.00.00 et pour lesquels une révision a été effectuée. La révision a été amorcée par l'UIP dans le cadre du contrôle de programme afin de confirmer la validité du classement tarifaire.
- 3) Article 60 Révisions : Cette section comprend la liste des titres préalablement prohibés en vertu des dispositions du numéro tarifaire 9899.00.00 et pour lesquels une révision a été effectuée, à la demande de l'importateur, par la Direction des recours-Division des appels, conformément à l'article 60 de la Loi sur les douanes.

Aux fins de ce rapport, les décisions se définissent comme suit :

- 1) **Prohibé:** Indique que le matériel fût révisé et qu'il est visé par les dispositions du numéro tarifaire 9899.00.00. Son importation au Canada est donc prohibée, c'est-à-dire interdite, car le matériel constitue de l'obscénité ou de la propagande haineuse.
- **2)** Admissible: Indique que le matériel fût révisé et qu'il n'est PAS visé par les dispositions du numéro tarifaire 9899.00.00. Son importation au Canada est donc acceptable, c'est-à-dire permise, car le matériel ne constitue pas de l'obscénité ou de la propagande haineuse.

#### Please be aware that:

This list is presented for informational purposes only and should not be regarded as a binding determination with respect to future importations of a particular title. Determinations appearing within this list were based on goods as they were imported and may differ in content from other versions that may be available.

The CBSA's guidelines for obscenity, hate propaganda, sedition and treason are subject to regular assessment and therefore may change over time. This list reflects classification decisions made by the PIU during the specified time period and reflect the guidelines for that period.

The memoranda governing the classification of obscenity, hate propaganda, sedition and treason can be found here:

http://www.cbsa.gc.ca/publications/dm-md/d9-eng.html

We hope that this information is of assistance to you. If you have any questions or require further information, please send your requests by e-mail to <a href="mailto:CBSA-ASFC@canada.gc.ca">CBSA-ASFC@canada.gc.ca</a>.

If you wish to no longer receive this list, please "unsubscribe" from our electronic distribution list using the following link:

#### Veuillez noter ce qui suit :

Cette liste est présentée à des fins d'information seulement et ne devrait pas être considérée comme étant une décision définitive en ce qui a trait aux futures importations d'une œuvre précise. Les décisions qui se trouvent dans cette liste sont basées sur les marchandises qui ont été importées. Le contenu pourrait être différent de celui des autres versions disponibles.

Les lignes directrices de l'ASFC prévoient que le matériel obscène, de propagande haineuse, de sédition et de trahison doit être soumis aux inspections régulières. Ces directives pourraient changer au fil du temps. Cette liste comprend des décisions de classification prises par l'Unité des importations prohibées au cours d'une période précise. Les décisions ont été prises en fonction des lignes directrices en place au cours de cette période.

Les mémorandums gouvernant la classification de matériel obscène, de la propagande haineuse et du matériel de nature à fomenter la sédition et trahison sont disponibles à l'adresse suivante :

## http://www.cbsa-asfc.gc.ca/publications/dm-md/d9-fra.html

Nous espérons que l'information ci-jointe vous sera utile. Si vous avez des questions ou désirez de plus amples informations, veuillez s'il vous plaît nous faire parvenir votre demande à l'adresse courriel suivante : <a href="mailto:CBSA-ASFC@canada.gc.ca">CBSA-ASFC@canada.gc.ca</a>.

Si vous ne voulez plus recevoir cette liste, veuillez vous « désabonner » de notre liste de distribution électronique à la page suivante :

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## HATE PROPAGANDA / PROPAGANDE HAINEUSÉ

No Titles Reviewed / Aucun titre révisé

## **OBSCENITY / OBSCÉNITÉ**

Books / Livres

A Helping Hand, by Lee Richards & Anna Venus, Published by Blueline, Copyright 2010,

Prohibited/ prohibé

ISBN 978-1897348-22-2

Three Ways With Mother, Published by Surry House, Inc.

Comic Books / Bandes dessinées Decision / Décision

Secret Journey, No., 335, Published by Megastore Comics, Copyright 2012, Prohibited/ prohibé ISBN 978-4-86436-238-2

Tenma Comics/After School Slave Club Second Lesson, Issue 2011/11/10, Published by Tenma Prohibited/ prohibé Comics, Copyright 2011, ISBN 978-4-86349-250-9

### DVDs / DVDs Decision / Décision

Bare Bukkake Piss Ballers, Produced by AVI FILMS, Copyright 2010 Prohibited/ prohibé Bareback Piss School, Produced by AVI FILMS PRAGUE, Copyright 2009 Prohibited/ prohibé Barefoot & Hogtied Damsels, Produced by Centaur Celluloid, Copyright 2009 Prohibited/ prohibé Admissible/Admissible BIZARRO SEX LOOPS VOLUME 3, Produced by Something Weird Video, Copyright 2008 BIZARRO SEX LOOPS VOLUME 10, Produced by Something Weird Video, Copyright 2008 Admissible/Admissible BIZARRO SEX LOOPS VOLUME 19, Produced by Something Weird Video, Copyright 2008 Admissible/Admissible BIZARRO SEX LOOPS VOLUME 24, Produced by Something Weird Video, Copyright 2008 Admissible/Admissible BIZARRO SEX LOOPS VOLUME 25, Produced by Something Weird Video, Copyright 2008 Prohibited/ prohibé BIZARRO SEX LOOPS VOLUME 26, Produced by Something Weird Video, Copyright 2008 Admissible/Admissible BIZARRO SEX LOOPS VOLUME 31, Produced by Something Weird Video, Copyright 2008 Prohibited/ prohibé

Prohibited/ prohibé

# DVDs / DVDs continued / continue

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Era Mio Padre, Produced by Showtime Communications & Carlo Valentini  Admissible/Admissible Fuck Bush, Produced by VCX, Copyright 2008  Prohibited/ prohibé
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Full Fetish, The Men of Recon, Produced by titanmen.com & Bruce Cam, Copyright 2011 Prohibited/ prohibé
Fun Time Whores, Produced by Adult Source Media & W. Crawford, Copyright 2011 Prohibited/ prohibé
Going Rogue: The Tony Buff Collector's Edition, Vol.1, Published by TitanMen.com, Produced by Prohibited/ prohibé Titan Media, Copyright 2011, ISBN 6 59819-106542
Mei King, Produced by Critical Mass Video, Copyright 2002  Admissible/Admissible
Mommy & Me #2, Produced by Combat Zone, Copyright 2011  Admissible/Admissible
Natasha Flade's, The Tutor, Produced by Centaur Celluloid, Copyright 2004 Prohibited/ prohibé
Naughty Young Nurses, Produced by ASM (Adult Source Media), Copyright 2011 Prohibited/ prohibé
Piss-Party, Produced by Magma Extrem  Prohibited/ prohibé
Pride- a Deadly Sin, Produced by Centaur Celluloid, Copyright 2003 Prohibited/ prohibé

#### DVDs / DVDs continued / continue

Pure Mail Volumes 1-2, Copyright 2008

Rocco Et Sylvia, Produced by Rocco Siffredi Produzioni & Rocco Siffredi, Copyright 1998

Seduced By Mommy #3, Produced by Filly Films, Copyright 2012

Submit, Published by TitanMen.com, Produced by Titan Media & Keith Webb, Copyright 2011,

ISBN: 6 59819-106887

Teeny Exzesse, Produced by Harry S. Morgan

The Peters Twins Doing it Together, Produced by Lukas Ridgeston, Copyright 2012

Twin Dolls, by Ohji Miyako, Produced by Daiei Co., Ltd., Kento Maki & Smally Izumi,

Copyright 1994, ISBN: 1-59883-699-4

Urine Fist Fest, Produced by Lucas Entertainment, Inc., Copyright 2010

Urine Ibiza, Produced by Lucas Entertainment, Inc. & Michael Lucas, Copyright 2011

#### **DVD Disc Sets / coffrets de disques**

The Amateur Box Collector's Edition, Produced by Pleasure Productions, Copyright 2011

Daiakuji - The Xena Buster - The Complete Collection, Copyright 2011

Family 4-Pack #6, Produced by Gourmet Video (GVC), Copyright 2012

Family 4-Pack #7, Produced by Gourmet Video, Copyright 2012

Juvie Boys Part 1 & 2, Produced by Lucas Entertainment, Copyright 2010

#### Magazines / Magasins

Stroke, Vol. 5, No.6, Published by STROKE, Copyright 1986

Stroke, Vol. 6, No. 1, Published by STROKE, Copyright 1986

Studflix, Vol. 2, No. 1, Published by Hudson Communications, Inc., Copyright 1983

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#### **Decision / Décision**

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#### **Decision / Décision**

Prohibited/ prohibé Admissible/Admissible Admissible/Admissible

# Section 59 - Re-determinations / Article 59 - Révisions

## HATE PROPAGANDA / PROPAGANDE HAINEUSE

No Titles Reviewed / Aucun titre révisé

# **OBSCENITY / OBSCÉNITÉ**

No Titles Reviewed / Aucun titre révisé

## Section 60 – Re-determinations / Article 60 – Révisions

#### HATE PROPAGANDA / PROPAGANDE HAINEUSE

No Titles Reviewed / Aucun titre révisé

#### **OBSCENITY / OBSCÉNITÉ**

#### **DVDs / DVDs**

Altar of Lust, Produced by Something Weird Video, Copyright 2003
Bizarro Sex Loops! Volume 14, Produced by Something Weird Video, Copyright 2008
Bizarro Sex Loops! Volume 17, Produced by Something Weird Video, Copyright 2008
Bizarro Sex Loops! Volume 18, Produced by Something Weird Video, Copyright 2008
Bizarro Sex Loops! Volume 25, Produced by Something Weird Video, Copyright 2008
Bizarro Sex Loops! Volume 31, Produced by Something Weird Video, Copyright 2008
Oh! My Sex Goddess, Produced by Kitty Media, ISBN 1-59883-643-9, Copyright 2010

#### **Decision / Décision**

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